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5 Attorney for Defendant
DUVAL GIBSON

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,) CASE NO. CR 14-0059 TEH
)
Plaintiff,) **STIPULATION AND [PROPOSED] ORDER**
)
v.) **CONTINUING SENTENCING HEARING**
)
DUVAL GIBSON,)
)
Defendant.)
)

STIPULATION

1. The Court has set May 9, 2016 as the sentencing hearing in this matter following a finding of guilt on January 25, 2016 to Count One of the Indictment, Felon in Possession of a Firearm, based upon a stipulated facts bench trial.
2. Defendant is also charged in the San Francisco Superior Court with a variety of felony and misdemeanor charges arising out of the same conduct that serves as the factual basis for the federal charge and sentencing guideline enhancements herein. It is expected that Mr. Gibson will resolve these state charges contemporaneously with the imposition of sentence in this case.
3. The defense is awaiting some mitigation material in the possession of the state public defender representing Mr. Gibson which he intends to include in his sentencing memorandum to be filed with the court. Though we had hoped to have these materials in

1 hand, additional time is needed to receive them from the state public defender.

2 4. Given the seriousness of the charge herein and to facilitate the defendant's request, the
3 government does not object to defendant's request to continue the sentencing hearing date
4 and stipulates to continue sentencing until June 20, 2016 at 2:30 p.m.

5 **IT SO STIPULATED.**

6 BRIAN J. STRETCH
7 United States Attorney

8 DATED: April 25, 2016

9 /s/ Rita Lin

10 LLOYD FARNAM
11 RITA LIN
12 Assistant United States Attorneys

13 DATED: April 25, 2016

14 /s/ Gail Shifman

15 GAIL SHIFMAN
16 Attorney for DUVAL GIBSON

17 **[PROPOSED] ORDER**

18 For the reasons stated above, and the Court being advised,

19 **IT IS ORDERED** that the May 9, 2016 sentencing hearing is vacated and continued until June
20, 2016 at 2:30 p.m.

21 DATED: April 26 , 2016

22 
23 HON. THELTON E. HENDERSON
24 United States District Judge